

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA**

**WHEELING DIVISION**

DIANA MEY, individually and  
on behalf of a proposed class,

Plaintiff,

v.

ALL ACCESS TELECOM, INC.;  
BANDWIDTH INC.; CENTURYLINK  
COMMUNICATIONS, LLC; LEVEL 3  
COMMUNICATIONS, LLC;  
INTELIQUENT, INC.; AFFINITY  
NETWORK INCORPORATED; and  
TELIAX, INC.,

Defendants.

Civil Action No. 5:19-cv-00237-JPB

**JOINT MOTION TO SET CONSOLIDATED BRIEFING SCHEDULE AND  
CONTINUE HEARING ON CO-DEFENDANTS' MOTIONS TO COMPEL**

Plaintiff Diana Mey ("Plaintiff") and Co-Defendants Inteliquent, Inc. ("Inteliquent"), Bandwidth, Inc. ("Bandwidth"), and CenturyLink Communications, LLC and Level 3 Communications, LLC ("Lumen") (collectively, "the Parties"), by counsel, respectfully move the Court to (1) set one consolidated briefing schedule with respect to Plaintiff's outstanding memoranda in opposition to, and Co-Defendants' replies in support of, the pending Motions to Compel Discovery from Plaintiff ("Motions"), and (2) reset the hearing dates on Co-Defendants' Motions to Compel. Docket Nos. 321, 334, and 335, respectively. The currently scheduled date of oral argument for Co-Defendants' Motions is March 29, 2022. Docket Nos. 326, 336. To accommodate the schedules of counsel for each Party, the Parties respectfully request the Court to

continue the hearing date on the collective Motions to **April 19, 2022**, or, in the alternative, **April 20, 2022**. The Parties also propose the following briefing schedule as it relates to such Motions:

- Plaintiff shall file a consolidated Response to Co-Defendants Inteliquent and Bandwidth's Motions to Compel by **March 29, 2022**.
- All Co-Defendants shall file their Replies to Plaintiff's Response to Lumen's Motion to Compel, and Plaintiff's Consolidated Response to Co-Defendants Inteliquent and Bandwidth's Motions to Compel, by **April 5, 2022**.

In support of this motion, the Parties state as follows:

- 1) On March 7, 2022, Lumen filed its Motion to Compel Discovery from Plaintiff. Docket No. 321.
- 2) By Order dated March 8, 2022, the Court set such motion for hearing on March 29, 2022. Docket No. 326.
- 3) On March 21, 2022, Plaintiff filed its Response in Opposition to Lumen's Motion to Compel Discovery from Plaintiff. Docket No. 339.
- 4) On March 15, 2022, Inteliquent and Bandwidth each filed their Motions to Compel Discovery from Plaintiff. Docket No. 334; 335.
- 5) By Order dated March 16, 2022, the Court set such motions for hearing on March 29, 2022. Docket No. 336.
- 6) To preserve court resources and streamline the outstanding discovery disputes before the Court, the Parties consulted regarding their willingness to agree to one consolidated briefing schedule, as well as agree to a continuance of the hearing date.
- 7) The Parties are available on either April 19, 2022, or, in the alternative, April 20, 2022, for a rescheduled, consolidated hearing.

Accordingly, the Parties respectfully request the Court grant this motion and (1) set a consolidated briefing schedule for Plaintiff's outstanding response opposing Inteliquent's and Bandwidth's Motion to Compel Discovery from Plaintiff, as well as all Co-Defendants' replies in support of the pending Motions, and (2) reset the hearing dates on Co-Defendants' Motions to Compel.

Dated: March 22, 2022

Respectfully submitted,

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INC.; AFFINITY NETWORK  
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Defendants.

**CERTIFICATE OF SERVICE**

I, M. David Griffith, Jr., counsel for Defendant Inteliquent, Inc., hereby certify that on the 22<sup>nd</sup> day of March 2022, I electronically filed the foregoing *Joint Motion to Set Consolidated Briefing Schedule and Continue Hearing on Co-Defendants' Motions to Compel* with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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